

JC490 U.S. P.T.O.



03/91/01

Please type a plus sign (+) inside this box → PTO/SB/05 (11-00)  
Approved for use through 10/31/2002 OMB 0651-0032U S Patent and Trademark Office, U S DEPARTMENT OF COMMERCE  
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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. \_\_\_\_\_

First Inventor \_\_\_\_\_

Title *A Food Composition And Method For Treating Type - 2 Diabetes*

Express Mail Label No. \_\_\_\_\_

1017 U.S.P.T.O.

03/16/01

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
*(Submit an original and a duplicate for fee processing)*
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages **[ 18 ]**]
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (*if filed*)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets **[ — ]** ]
5. Oath or Declaration [ Total Pages **[ 1 ]** ]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.63 (d))  
*(for continuation/divisional with Box 18 completed)*

i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)
6.  Application Data Sheet. See 37 CFR 1.76

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation     Divisional     Continuation-in-part (CIP)

of prior application No \_\_\_\_\_ / \_\_\_\_\_

Prior application information

Examiner \_\_\_\_\_

Group Art Unit \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

|  |   |           |                     |   |              |
|--|---|-----------|---------------------|---|--------------|
| <input type="checkbox"/> Customer Number or Bar Code Label | <small>REMOVED DISCLOSURE INFORMATION ATTACHED TO THIS FORM</small> |           |                     | or <input checked="" type="checkbox"/> Correspondence address below |              |
| Name   | <i>Dennis H. Rainear</i>  |           |                     |   |              |
| Address  | <i>13400 College Valley Lane</i>                                    |           |                     |   |              |
| City   | <i>Richmond</i>   | State     | <i>VA</i>           | Zip Code  | <i>23233</i> |
| Country  | <i>USA</i>  | Telephone | <i>804-360-8317</i> | Fax   |              |

|                   |                          |                                   |                     |
|-------------------|--------------------------|-----------------------------------|---------------------|
| Name (Print/Type) | <i>Dennis H. Rainear</i> | Registration No. (Attorney/Agent) | <i>32,486</i>       |
| Signature         | <i>Dennis H. Rainear</i> |                                   | Date <i>3/13/01</i> |

Burden Hour Statement This form is estimated to take 0 2 hours to complete Time will vary depending upon the needs of the individual case Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U S Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231

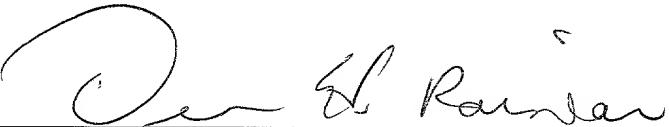
**Certificate of Mailing under 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

on March 14, 2001.

Date

  
Dennis H. Rainey  
Signature

Dennis H. Rainey  
Typed or printed name of person of signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper, identified below:

Information Disclosure Statement, plus 1449A/PTO, plus references

Fee Transm. Hl Form for FY 2001 (2 copies)

Certified check # 1256 from SRIM ENTERPRISES LLC for \$715.00

Utility Patent Application Transm. Hl Form

Declaration, Power of Attorney, and Petition

Specification, 18 pages Two return receipt post cards

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)715.00

## Complete if Known

|                      |                     |
|----------------------|---------------------|
| Application Number   |                     |
| Filing Date          | <u>herewith</u>     |
| First Named Inventor | <u>CHAWAN, D.B.</u> |
| Examiner Name        |                     |
| Group Art Unit       |                     |
| Attorney Docket No.  |                     |

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to

|                        |  |
|------------------------|--|
| Deposit Account Number |  |
| Deposit Account Name   |  |

 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 Applicant claims small entity status  
See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee<br>(\$) | Fee Description   | Fee Paid |
|-------------------------------|-------------------------------|-------------|---|----------|
| 105                           | 130                           | 205         | 65 Surcharge - late filing fee or oath  |          |
| 127                           | 50                            | 227         | 25 Surcharge - late provisional filing fee or cover sheet                     |          |
| 139                           | 130                           | 139         | 130 Non-English specification   |          |
| 147                           | 2,520                         | 147         | 2,520 For filing a request for ex parte reexamination                         |          |
| 112                           | 920*                          | 112         | 920* Requesting publication of SIR prior to Examiner action                   |          |
| 113                           | 1,840*                        | 113         | 1,840* Requesting publication of SIR after Examiner action                    |          |
| 115                           | 110                           | 215         | 55 Extension for reply within first month                                     |          |
| 116                           | 390                           | 216         | 195 Extension for reply within second month                                   |          |
| 117                           | 890                           | 217         | 445 Extension for reply within third month                                    |          |
| 118                           | 1,390                         | 218         | 695 Extension for reply within fourth month                                   |          |
| 128                           | 1,890                         | 228         | 945 Extension for reply within fifth month                                    |          |
| 119                           | 310                           | 219         | 155 Notice of Appeal  |          |
| 120                           | 310                           | 220         | 155 Filing a brief in support of an appeal                                    |          |
| 121                           | 270                           | 221         | 135 Request for oral hearing  |          |
| 138                           | 1,510                         | 138         | 1,510 Petition to institute a public use proceeding                           |          |
| 140                           | 110                           | 240         | 55 Petition to revive - unavoidable   |          |
| 141                           | 1,240                         | 241         | 620 Petition to revive - unintentional  |          |
| 142                           | 1,240                         | 242         | 620 Utility issue fee (or reissue)  |          |
| 143                           | 440                           | 243         | 220 Design issue fee  |          |
| 144                           | 600                           | 244         | 300 Plant issue fee   |          |
| 122                           | 130                           | 122         | 130 Petitions to the Commissioner   |          |
| 123                           | 50                            | 123         | 50 Processing fee under 37 CFR 1.17(q)  |          |
| 126                           | 180                           | 126         | 180 Submission of Information Disclosure Stmt                                 |          |
| 581                           | 40                            | 581         | 40 Recording each patent assignment per property (times number of properties) |          |
| 146                           | 710                           | 246         | 355 Filing a submission after final rejection (37 CFR § 1.129(a))             |          |
| 149                           | 710                           | 249         | 355 For each additional invention to be examined (37 CFR § 1.129(b))          |          |
| 179                           | 710                           | 279         | 355 Request for Continued Examination (RCE)                                   |          |
| 169                           | 900                           | 169         | 900 Request for expedited examination of a design application                 |          |
| Other fee (specify) _____     |                               |             |   |          |

SUBTOTAL (1) (\$)355

## 2. EXTRA CLAIM FEES

|                    |           |         |          |   |            |   |            |
|--------------------|-----------|---------|----------|---|------------|---|------------|
| Total Claims       | <u>13</u> | -20** = | <u>1</u> | X | <u>355</u> | = | <u>355</u> |
| Independent Claims | <u>12</u> | -3** =  | <u>9</u> | X | <u>40</u>  | = | <u>360</u> |
| Multiple Dependent |           |         |          |   |            |   |            |

Extra Claims      Fee from below      Fee Paid

|                               |                               |                 |     |  |
|-------------------------------|-------------------------------|-----------------|-----|--|
| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description |     |  |
| 103                           | 18                            | 203             | 9   | Claims in excess of 20                                     |
| 102                           | 80                            | 202             | 40  | Independent claims in excess of 3                          |
| 104                           | 270                           | 204             | 135 | Multiple dependent claim, if not paid                      |
| 109                           | 80                            | 209             | 40  | ** Reissue independent claims over original patent         |
| 110                           | 18                            | 210             | 9   | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)360

\*\*or number previously paid, if greater, For Reissues, see above

\*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$)

## SUBMITTED BY

Complete (if applicable)

|                   |                          |                                     |        |           |              |
|-------------------|--------------------------|-------------------------------------|--------|-----------|--------------|
| Name (Print/Type) | Dennis H. Rainear        | Registration No<br>(Attorney/Agent) | 32,486 | Telephone | 804-360-8317 |
| Signature         | <u>Dennis H. Rainear</u> |                                     |        |           |              |
| Date              | 3/13/01                  |                                     |        |           |              |

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